

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

**IN RE JOHNSON & JOHNSON
TALCUM POWDER PRODUCTS
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY
LITIGATION**

MDL NO. 16-2738 (FLW) (LHG)

THIS DOCUMENT RELATES TO ALL CASES

**STIPULATION AND PRETRIAL ORDER GRANTING PLAINTIFFS LEAVE TO FILE A
FIRST AMENDED MASTER LONG FORM COMPLAINT AND MODIFYING DEADLINES
RELATED TO RESPONSIVE PLEADINGS PURSUANT TO CASE MANAGEMENT ORDER
NO. ____**

WHEREAS, on January 5, 2017, Plaintiffs, by and through their counsel and pursuant to Case Management Order No. 1 (“CMO-1”), filed their Master Long Form Complaint against Defendants Johnson & Johnson (“J&J”), Johnson & Johnson Consumer Inc. f/k/a Johnson & Johnson Consumer Companies, Inc. (“J&J Consumer”), Imerys Talc America, Inc., f/k/a Luzenac America, Inc., f/k/a Rio Tinto Minerals, Inc. (“Imerys Talc”) and Personal Care Products Council (“PCPC”) (collectively referred to as “Defendants”) (Doc. No. 82); and

WHEREAS, on February 6, 2017, Defendant PCPC filed a Motion to Dismiss the Master Long Form Complaint (Doc. No. 100); and

WHEREAS, pursuant to the March 8, 2017 Stipulation for Extension of Time jointly submitted to the Court, Defendants intend on filing Master Answers to the Master Long Form Complaint on or before the respective due dates for their Master Answers of March 15, 2017 for J&J and J&J Consumer, and March 16, 2017 for Imerys Talc; and

WHEREAS, pursuant to the March 8, 2017 Stipulation for Extension of Time jointly submitted to the Court, Plaintiffs’ response and opposition to Defendant PCPC’s Motion to Dismiss the Long Form Master Complaint to be due on April 11, 2017; and

WHEREAS, pursuant to the March 8, 2017 Stipulation for Extension of Time jointly submitted to the Court, Defendant PCPC's reply to Plaintiffs' response and opposition to Defendant PCPC's Motion to Dismiss the Long Form Master Complaint to be due on April 25, 2017; and

WHEREAS, Plaintiffs and Defendants PCPC, J & J, J & J Consumer and Imerys Talc have agreed to Plaintiffs filing a First Amended Master Long Form Complaint to be filed by March 14, 2017.

NOW, THEREFORE, it is hereby agreed to by and between Plaintiffs and Defendants PCPC, J & J, J & J Consumer and Imerys Talc, subject to Court approval to be provided for below:

1. Plaintiffs shall have leave to file a First Amended Master Long Form Complaint by March 14, 2017, in the form attached hereto as Exhibit A;
2. Defendants J & J, J & J Consumer and Imerys Talc shall Answer Plaintiffs' First Amended Master Long Form Complaint on or before April 13, 2017;

For Plaintiffs:

/s/ Christopher M. Placitella
Christopher M. Placitella
COHEN, PLACITELLA, & ROTH, P.C.
127 Maple Avenue
Red Bank, NJ 07701
Tel: 732-747-9003
Fax: 732-747-9004
cplacitella@cprlaw.com

Plaintiffs' Liaison Counsel

/s/ P. Leigh O'Dell
P. Leigh O'Dell
**BEASLEY, ALLEN, CROW, METHVIN,
PORTIS & MILES, P.C.**
218 Commerce Street
Montgomery, AL 36104
Tel: 334-269-2343
Fax: 334-954-7555
leigh.odell@beasleyallen.com

For Defendant PCPC:

/s/ Thomas T. Locke, Esq.
Thomas T. Locke (DC Bar No. 454144)
Rebecca Woods (DC Bar No. 468495)
James R. Billings-Kang (DC Bar No. 984152)
SEYFARTH SHAW LLP
975 F Street, N.W.
Washington, DC 20004
Telephone: (202) 463-2400
Facsimile: (202) 828-5393
tlocke@seyfarth.com
rwoods@seyfarth.com
jbillingskang@seyfarth.com

/s/ Sheryl L. Axelrod (NJ Bar No. 017091994)
THE AXELROD FIRM, PC
The Beasley Building
1125 Walnut Street
Philadelphia, PA 19107
Phone: (205) 461-1770
Facsimile: (205) 238-1779
saxelrod@theaxelrodfirm.com

**Attorneys for Defendant
Personal Care Products Council**

/s/ Michelle A. Parfitt

Michelle A. Parfitt

ASHCRAFT & GEREL, LLP

4900 Seminary Road, Suite 650

Alexandria, VA 22311

Tel: 703-931-5500

Fax: 703-820-1656

mparfitt@ashcraftlaw.com

/s/Susan M. Sharko

Susan M. Sharko

DRINKER BIDDLE & REATH LLP

600 Campus Drive

Florham Park, New Jersey 07932

Telephone: 973-549-7000

Facsimile: 973-360-9831

susan.sharko@dbr.com

Plaintiffs' Co-Lead Counsel

s/Gene M. Williams

Gene M. Williams
SHOOK, HARDY & BACON L.L.P.
JPMorgan Chase Tower
600 Travis St., Suite 3400
Houston, TX 77002
Telephone: 713-227-8008
Facsimile: 713-227-9508
gmwilliams@shb.com

s/John H. Beisner

John H. Beisner
SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005
Telephone: 202-371-7000
Facsimile: 202-661-8301
john.beisner@skadden.com

**Attorneys for Defendants Johnson & Johnson
and Johnson & Johnson Consumer Inc. f/k/a
Johnson & Johnson Consumer Companies,
Inc.**

/s/Lorna A. Dotro

Lorna A. Dotro
Mark K. Silver
COUGHLIN DUFFY LLP
350 Mount Kemble Avenue
Morristown, NJ 07962
Telephone: 973-631-6016
Facsimile: 973-267-6442
ldotro@coughlinduffy.com

**Attorneys for Defendants Imerys Talc
America, Inc., f/k/a Luzenac America, Inc.,
f/k/a Rio Tinto Minerals, Inc.**

Approved by the Court this day of , 2017.

Hon. Freda L. Wolfson, U.S.D.J.